

The reply filed on 18 March 2008 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

The amendments to claims 28-29, 47, 63-64 and 80 do not comply with 37 CFR 1.121(c) because they either omit status identifiers (claims 63-64); or else inadvertently delete material which was present in the earlier amendment of 22 March 2007, without reproducing the deleted material and then striking it through, and without indicating that the claims are "currently amended". As it appears that the omitted material in claims 28-29, 47 and 80 was inadvertently omitted rather than intentionally deleted, Applicant should resubmit these claims to reflect all of the text which resulted from the amendment of 22 March 2007, and retain the "(Previously presented)" status identifier for these claims.

Specifically, in claim 28, line 2, the word ---the--- between "wherein" and "isolated" has been omitted.

In claim 29, line 1, the word ---Brassica--- after "sterile" has been omitted; and in line 2, "using" should have been replaced with ---crossing said line with---.

In claim 47, line 2, the following phrase should have been inserted after "root,":
---each comprising a DNA sequence encoding the protein having the amino acid sequence of SEQ ID NO:3---.

In claims 63-64, the status identifier ---(Previously presented)--- was omitted.

In claim 80, line 2, the phrase --- , each of--- after "plant" was omitted.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this

Art Unit: 1638

notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to David T. Fox whose telephone number is (571) 272-0795. The examiner can normally be reached on Monday through Friday from 10:30AM to 7:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Anne Marie Grunberg, can be reached on 571-272-0975. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/David T Fox/

Primary Examiner, Art Unit 1638

May 8, 2008